

**DEFENDANT INFORMATION RELATIVE TO A CRIMINAL ACTION - IN U.S. DISTRICT COURT**BY: ☐ COMPLAINT ☒ INFORMATION ☐ INDICTMENT☒ SUPERSEDING**OFFENSE CHARGED**

21 U.S.C. § 841(a)(1) and (b)(1)(B)(viii) - Possession with Intent to Distribute Methamphetamine; 21 U.S.C. § 841(a)(1) and (b)(1)(B)(i) - Possession with Intent to Distribute Heroin; 18 U.S.C. § 922(g)(1) - Felon in Possession of a Firearm; 18 U.S.C. § 922(o) - Possession of a Machinegun; 18 U.S.C. § 924(c) - Possession of a Firearm in Connection with a Drug Trafficking Crime

☐ Petty  
☐ Minor  
☐ Misdemeanor  
☒ Felony

PENALTY: See Attachment A (attached hereto and incorporated by reference)

Name of District Court, and/or Judge/Magistrate Location

NORTHERN DISTRICT OF CALIFORNIA

SAN FRANCISCO DIVISION

DEFENDANT - U.S.

**FILED**

▶ Chad Eric Sunderland

DISTRICT COURT NUMBER

19-cr-0225 RS

**NOV 14 2019**

SUSAN Y. SOONG  
 CLERK, U.S. DISTRICT COURT  
 NORTH DISTRICT OF CALIFORNIA

**PROCEEDING**

Name of Complainant Agency, or Person (&amp; Title, if any)

Federal Bureau of Investigation

☐ person is awaiting trial in another Federal or State Court, give name of court

☐ this person/proceeding is transferred from another district per (circle one) FRCrp 20, 21, or 40. Show District

☐ this is a reprosecution of charges previously dismissed which were dismissed on motion of:

☐ U.S. ATTORNEY ☐ DEFENSE

SHOW DOCKET NO.

☒ this prosecution relates to a pending case involving this same defendant

MAGISTRATE CASE NO.

☐ prior proceedings or appearance(s) before U.S. Magistrate regarding this defendant were recorded under

Name and Office of Person

Furnishing Information on this form David L. Anderson

☒ U.S. Attorney ☐ Other U.S. Agency

Name of Assistant U.S.

Attorney (if assigned) Briggs Matheson

**IS NOT IN CUSTODY**

Has not been arrested, pending outcome this proceeding.  
 1) ☐ If not detained give date any prior summons was served on above charges ▶

2) ☐ Is a Fugitive3) ☒ Is on Bail or Release from (show District)**IS IN CUSTODY**4) ☐ On this charge5) ☐ On another conviction☐ Federal ☐ State6) ☐ Awaiting trial on other charges

If answer to (6) is "Yes", show name of institution

Has detainer been filed? ☐ Yes ☐ No

If "Yes" give date filed

DATE OF ARREST ▶

Month/Day/Year

Or... If Arresting Agency &amp; Warrant were not

DATE TRANSFERRED TO U.S. CUSTODY ▶

Month/Day/Year

☐ This report amends AO 257 previously submitted**ADDITIONAL INFORMATION OR COMMENTS****PROCESS:**☐ SUMMONS ☒ NO PROCESS\* ☐ WARRANT

Bail Amount: \_\_\_\_\_

If Summons, complete following:

☐ Arraignment ☐ Initial Appearance

Defendant Address: \_\_\_\_\_

\* Where defendant previously apprehended on complaint, no new summons or warrant needed, since Magistrate has scheduled arraignment

Date/Time: \_\_\_\_\_ Before Judge: \_\_\_\_\_

Comments: \_\_\_\_\_

**ATTACHMENT A TO PENALTY SHEET**

***United States v. Chad Eric Sunderland, No. 19-cr-0225 RS***

**FILED**

**NOV 14 2019**

**Penalties**

SUSAN Y. SOONG  
CLERK, U.S. DISTRICT COURT  
NORTH DISTRICT OF CALIFORNIA

**21 U.S.C. §§ 841(a)(1) and (b)(1)(B)(viii) – Possession with Intent to Distribute  
Methamphetamine**

- Minimum term of imprisonment: 5 years;
- Maximum term of imprisonment: 40 years;
- Maximum term of supervised release: 4 years;
- Maximum fine: \$5,000,000;
- Mandatory special assessment: \$100.

**21 U.S.C. §§ 841(a)(1) and (b)(1)(B)(i) – Possession with Intent to Distribute Heroin**

- Minimum term of imprisonment: 5 years;
- Maximum term of imprisonment: 40 years;
- Maximum term of supervised release: 4 years;
- Maximum fine: \$5,000,000;
- Mandatory special assessment: \$100.

**18 U.S.C. § 922(g)(1) – Felon in Possession of a Firearm**

- Maximum term of imprisonment: 10 years;
- Maximum fine: \$250,000 fine;
- Maximum term of supervised release: 3 years;
- Mandatory special assessment: \$100.

**18 U.S.C. § 922(o) – Possession of a Machinegun**

- Maximum term of imprisonment: 10 years;
- Maximum fine: \$250,000 fine;
- Maximum term of supervised release: 3 years;
- Mandatory special assessment: \$100.

**18 U.S.C. § 924(c) – Possession of a Firearm in Connection with a Drug Trafficking Offense**

- Minimum term of imprisonment: 5 years
- Maximum term of imprisonment: life
- Maximum fine: \$250,000 fine;
- Maximum term of supervised release: 5 years;
- Mandatory special assessment: \$100.

1 DAVID L. ANDERSON (CABN 149604)  
2 United States Attorney

**FILED**

**NOV 14 2019**

SUSAN Y. SOONG  
CLERK, U.S. DISTRICT COURT  
NORTH DISTRICT OF CALIFORNIA

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8 UNITED STATES DISTRICT COURT  
9 NORTHERN DISTRICT OF CALIFORNIA  
10 SAN FRANCISCO DIVISION

11 UNITED STATES OF AMERICA, ) No. 19-cr-0225 RS  
12 Plaintiff, )  
13 v. ) VIOLATIONS:  
14 CHAD ERIC SUNDERLAND, ) 21 U.S.C. §§ 841(a)(1) and (b)(1)(B)(viii) –  
15 Defendant. ) Possession with Intent to Distribute  
16 ) Methamphetamine;  
17 ) 21 U.S.C. §§ 841(a)(1) and (b)(1)(B)(i) – Possession  
18 ) with Intent to Distribute Heroin;  
19 ) 18 U.S.C. § 922(g)(1) – Felon in Possession of a  
20 ) Firearm;  
21 ) 18 U.S.C. § 922(o) – Possession of a Machinegun;  
22 ) 18 U.S.C. § 924(c) – Possession of a Firearm in  
23 ) Connection with a Drug Trafficking Crime;  
24 ) 18 U.S.C. § 924(d), 21 U.S.C. § 853; and 28 U.S.C. §  
25 ) 2461(c) – Forfeiture Allegation.  
26 )  
27 )  
28 )

SUPERSEDING INFORMATION

The Grand Jury charges:

COUNT ONE: (21 U.S.C. §§ 841(a)(1) and (b)(1)(B)(viii) – Possession with Intent to Distribute  
50 Grams and More of Methamphetamine)

On or about December 28, 2018, in the Northern District of California, the defendant,

CHAD ERIC SUNDERLAND,

did knowingly and intentionally possess with intent to distribute 50 grams and more of a mixture and  
substance containing a detectable amount of methamphetamine, its salts, isomers, and salts of its

isomers, a Schedule II controlled substance in violation of Title 21, United States Code, Sections 841(a)(1) and (b)(1)(B)(viii).

COUNT TWO: (21 U.S.C. §§ 841(a)(1) and (b)(1)(B)(i) – Possession with Intent to Distribute 100 Grams and More of Heroin)

On or about December 28, 2018, in the Northern District of California, the defendant,  
CHAD ERIC SUNDERLAND,

did knowingly and intentionally possess with intent to distribute 100 grams and more of a mixture and substance containing a detectable amount of heroin, a Schedule I controlled substance, in violation of Title 21, United States Code, Sections 841(a)(1) and (b)(1)(B)(i).

COUNT THREE: (18 U.S.C. § 922(g)(1) – Felon in Possession of Firearm)

On or about December 28, 2018, in the Northern District of California, the defendant,  
CHAD ERIC SUNDERLAND,

knowing he had previously been convicted of a crime punishable by imprisonment for a term exceeding one year, knowingly possessed a firearm, namely, one Smith & Wesson semiautomatic pistol bearing serial number HNK6612, and the firearm was in and affecting interstate and foreign commerce, all in violation of Title 18, United States Code, Section 922(g)(1).

COUNT FOUR: (18 U.S.C. § 922(o) – Possession of a Machinegun)

On or about December 28, 2018, in the Northern District of California, the defendant,  
CHAD ERIC SUNDERLAND,

did knowingly possess a machinegun, namely, a .223-caliber weapon made from a rifle which shoots, is designed to shoot, and can be readily restored to shoot, automatically, and knew, and was aware of, the characteristics of the .223-caliber weapon made from a rifle which shoots, is designed to shoot, and can be readily restored to shoot, automatically, all in violation of Title 18, United States Code, Sections 922(o) and 924(a)(2).

COUNT FIVE: (18 U.S.C. § 924(c) – Possession of a Firearm in Connection with a Drug Trafficking Crime)

On or about December 28, 2018, in the Northern District of California, the defendant,  
CHAD ERIC SUNDERLAND,

1 did knowingly possess a firearm, that is, a Smith & Wesson semiautomatic pistol bearing serial number  
2 HNK6612, in furtherance of the drug trafficking crime charged in Counts One and Two of this  
3 Indictment, all in violation of Title 18, United States Code, Section 924(c)(1)(A).

4 FORFEITURE ALLEGATION: (18 U.S.C. § 924(d); 21 U.S.C. § 853(a); 28 U.S.C. § 2461(c))

5 The allegations contained in Counts One through Five of this Indictment are hereby re-alleged  
6 and incorporated by reference for the purposes of alleging forfeiture pursuant to the provisions of Title  
7 18, United States Code, Section 924; Title 21, United States Code, Section 853; and Title 28, United  
8 States Code, Section 2461.

9 Upon conviction of any offense alleged in Counts One and Two of this Indictment, the  
10 defendant,

11 CHAD ERIC SUNDERLAND,

12 shall forfeit to the United States, pursuant to Title 21, United States Code, Section 853(a), all right, title,  
13 and interest in any property constituting or derived from any proceeds the defendant obtained, directly or  
14 indirectly, as a result of such violations, and any property used, or intended to be used, in any manner or  
15 part, to commit or to facilitate the commission of such violations, including but not limited to a  
16 forfeiture money judgment and the following property:

- 17 a. one (1) Smith & Wesson semiautomatic pistol bearing serial number HNK6612;  
18 b. one (1) .223-caliber weapon made from a rifle; and  
19 c. all ammunition seized with or in the above firearms, including three (3) rounds of  
20 9mm ammunition bearing the head-stamp "WIN 9mm LUGER."

21 Upon conviction of any offense alleged in Counts Three, Four, or Five of this Indictment, the  
22 defendant,

23 CHAD ERIC SUNDERLAND,

24 shall forfeit to the United States, pursuant to Title 18, United States Code, Section 924(d) and Title 28,  
25 United States Code, Section 2461(c), any firearm and ammunition involved in the commission of the  
26 offense, including but not limited to, the following property:

- 27 a. one (1) Smith & Wesson semiautomatic pistol bearing serial number HNK6612;  
28 b. one (1) .223-caliber weapon made from a rifle; and

- 1 c. all ammunition seized with or in the above firearms, including three (3) rounds of  
2 9mm ammunition bearing the head-stamp "WIN 9mm LUGER."

3 If any of the property described above, as a result of any act or omission of the defendants:

- 4 a. cannot be located upon the exercise of due diligence;  
5 b. has been transferred or sold to, or deposited with, a third party;  
6 c. has been placed beyond the jurisdiction of the court;  
7 d. has been substantially diminished in value; or  
8 e. has been commingled with other property which cannot be divided without  
9 difficulty,

10 the United States of America shall be entitled to forfeiture of substitute property pursuant to Title 18,  
11 United States Code, Section 924; Title 21, United States Code, Section 853; Title 28, United States  
12 Code, Section 2461; and Federal Rule of Criminal Procedure 32.2.

13  
14 DATED: November 14, 2019

DAVID L. ANDERSON  
United States Attorney

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17 BRIGGS MATHESON  
Assistant United States Attorney  
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**FILED****NOV 14 2019**SUSAN Y. SOONG  
CLERK, U.S. DISTRICT COURT  
NORTH DISTRICT OF CALIFORNIA**UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA****CRIMINAL COVER SHEET**

**Instructions:** Effective November 1, 2016, this Criminal Cover Sheet must be completed and submitted, along with the Defendant Information Form, for each new criminal case.

**CASE NAME:**

USA v. CHAD ERIC SUNDERLAND

**CASE NUMBER:**

CR 19-CR-00225 RS

**Is This Case Under Seal?**Yes No ☒**Total Number of Defendants:**1 ☒ 2-7 8 or more**Does this case involve ONLY charges  
under 8 U.S.C. § 1325 and/or 1326?**Yes No ☒**Venue (Per Crim. L.R. 18-1):**SF ☒ OAK SJ**Is this a potential high-cost case?**Yes No ☒**Is any defendant charged with  
a death-penalty-eligible crime?**Yes No ☒**Is this a RICO Act gang case?**Yes No ☒**Assigned AUSA****(Lead Attorney):** BRIGSS MATHESON**Date Submitted:** 11/14/19**Comments:**

Superseding Information